

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

JOE ANDREW SALAZAR,

Plaintiff,

v.

HTC CORPORATION,

Defendants.

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No. 2:16-CV-01096-JRG-RSP

ORDER ADOPTING REPORT AND RECOMMENDATION

The Court referred this action to United States Magistrate Judge Roy S. Payne pursuant to 28 U.S.C. § 636. Now before the Court is Judge Payne's recommendation to deny HTC's Renewed Motion to Dismiss Pursuant to Fed. R. Civ. P. 12(b)(6) (Dkt. No. 50). *See* R. & R. (Dkt. No. 156). Neither party objected to the recommendation.

Having considered the Magistrate Judge's recommendation, the Court **ADOPTS** the Report and Recommendation (Dkt. No. 156) and therefore **DENIES** HTC's Renewed Motion to Dismiss Pursuant to Fed. R. Civ. P. 12(b)(6) (Dkt. No. 50).

So ORDERED and SIGNED this 13th day of March, 2018.



RODNEY GILSTRAP
UNITED STATES DISTRICT JUDGE